

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

**Robert Emrick,  
Plaintiff,  
v.**

**Kilolo Kijakazi,  
Acting Commissioner of Social  
Security,  
  
Defendant.**

**Civil Action No. 3:19-cv-00320**

**Magistrate Judge Peter B. Silvain, Jr.**

## ORDER

This cause coming before the Court on the joint motion of the parties, due notice having been given, and the Court being fully advised,

IT IS THEREFORE ORDERED THAT:

1. The Parties' Joint Stipulation for an Award of Attorney's Fees under the Equal Access to Justice Act is accepted and the Commissioner shall pay Plaintiff's attorney fees in the amount of \$4,200.00 and costs in the amount of \$0, for a total award of \$4,200.00;
2. Counsel for the parties shall verify whether or not Plaintiff owes a preexisting debt to the United States subject to offset, consistent with *Astrue v. Ratliff*, 130 S.Ct. 2521, [560 U.S. 586](#) (2010). If no such pre-existing debt exists, Defendant shall pay the EAJA award directly to Plaintiff's counsel pursuant to the EAJA assignment signed by Plaintiff; and
3. The case remains terminated on the docket of this Court.

IT IS SO ORDERED.

December 9, 2021

*s/Peter B. Silvain, Jr.*  
Peter B. Silvain, Jr.  
United States Magistrate Judge